

**BOARD OF SUPERVISORS MINUTES  
GILA COUNTY, ARIZONA**

Date: February 5, 2013

**MICHAEL A. PASTOR**

Chairman

**JOHN F. NELSON**

Clerk of the Board

**TOMMIE C. MARTIN**

Vice-Chairman

By: Marian Sheppard  
Chief Deputy Clerk

**JOHN D. MARCANTI**

Member

Gila County Courthouse  
Globe, Arizona

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PRESENT: Michael A. Pastor, Chairman;; Tommie C. Martin, Vice-Chairman (via ITV); John D. Marcanti, Supervisor; Don McDaniel, Jr., County Manager; Marian Sheppard, Chief Deputy Clerk; and Bryan Chambers, Deputy Attorney Principal.

**Item 1 – Call to Order – Pledge of Allegiance – Invocation**

The Gila County Board of Supervisors met in a regular session at 10:00 a.m. this date in the Board of Supervisors hearing room. Linda Eastlick led the Pledge of Allegiance and Reverent James Knight of the Church of the Nazarene (Globe) delivered the invocation.

**Item 2 - PRESENTATIONS:**

**A. Public recognition of 3 employees for January's "Spotlight on Employees" Program, as follows: Antoinette Gonzales, Kenneth Payne Jr. and Ernest Davis.**

Angelo Cutter, Human Resources Department Deputy Director, read aloud 2 nomination letters for the 3 selected employees and then presented gift cards to each of them. On behalf of the Board of Supervisors, Chairman Pastor thanked the employees for their dedicated work.

**Item 3 – REGULAR AGENDA ITEMS:**

**A. Information/Discussion/Action to prioritize road improvement projects on roads within federal lands, and authorize the Public Works Department to submit one or more projects to the Central Federal Lands Highway Division (CFLHD) in the "Arizona Call For Projects" that will be due by**

**February 28, 2013, and further prioritize projects for future submittal for consideration under the Secure Rural Schools and Community Self Determination Act, Title II grant funding cycle for 2013.**

Steve Sanders, Public Works Division Deputy Director; Jacque Griffin, Assistant County Manager/Librarian; and Steve Stratton, Public Works Division Director, provided information on this agenda item. Various sections of the staff report accurately provide the information that was presented, as follows:

Background Information - The Central Federal Lands Highway Division (CFLHD) operates as part of the Federal Highway Administration (FHWA), serving the needs of all central states. In past years, this Division administered a number of highway programs, including the Forest Highway Program. When the Safe, Accountable, Flexible Efficient Transportation Equity Act (SAFETEA-LU – public law 109-59) expired Congress adopted a new transportation bill titled Moving Ahead for Progress in the 21st Century (MAP-21). The Map-21 Transportation Program is an opportunity for Arizona to shape a new program and provide focus for the state and local needs with regard to access on federal lands. With the adoption of MAP-21 the existing Forest Highway Program (along with other programs) became part of a new program titled Federal Lands Access Program. In past years, counties were not eligible to recommend projects directly into the Forest Highway Program, but rather gave input to other agencies for their recommendations. We currently have a project that was in the Forest Highway Program that has been moved into the Federal Lands Access Program. One of the major differences in the two programs is that the Forest Highway Program did not require a local match. The Federal Lands Access Program requires a 5.7% local match. The CFLHD has opened the Arizona Call for Projects on the CFLHD website. This is an opportunity for state, county and local entities to obtain funding for a variety of transportation projects accessing the federal lands in the state of Arizona. Project applications are now being accepted to develop a robust 5-7 year program of transportation projects (estimated program availability for Arizona of around \$14 million per year). This will be a highly competitive project process. The projects around the state will be included in this 5-7 year cycle, so new projects likely will be scheduled 3-5 years into this process. The window for submitting projects for consideration will close on February 28, 2013. The Public Works Department is asking the Board to discuss and prioritize a number of local road projects that meet the criteria for this and other federal programs.

A second potential federal project funding opportunity was announced by the Department of Agriculture Secretary Tom Vilsak on January 15, 2013, regarding a one year reauthorization of the Secure Rural Schools and Community Self Determination Act for Fiscal Year (FY) 2013 - originally

authorized in 2000, reauthorized for 2008-2011, and renewed for FY2012. It is unclear at this time if this press release is referring to a new year of re-authorization, or if it is referring to the renewal for FY2012. Various contacts within the Apache-Sitgreaves National Forest were not able to clarify that question. However, if this press release is referring to a new, additional re-authorization, then the time frame for applying for funding for Title II projects will be very short, particularly since the Resource Advisory Committee that was created to help the Forest Service in prioritizing projects for funding, was disbanded after the last grant cycle.

Since most of the federal forest roads that Gila County holds easements qualify for both of these programs. Public Works is asking for one prioritized list of projects that could be used for submittal to both of these programs.

Evaluation - Federal funding for road projects in past years has been very important to Gila County in past years. In 2008 Gila County received federal funding through the Public Lands Discretionary Fund in the amount of \$674K for paving the Young Road. In 2009 Gila County received \$2.96 million through SAFETEA-LU for the design of a bridge over Tonto Creek. In 2011 the Tonto National Forest successfully applied on behalf of Gila County to the Forest Highway Program for bridges on the Houston Mesa Road at 2nd and 3rd crossing over the East Verde River. Since that time the Forest Highway Program has become part of the Public Lands Access Program. The Federal Lands Access Program requires a 5.7% local match, should the County choose to move forward with the project an agreement will be needed with CLFHD for the match.

With regard to Secure Rural Schools Title II funding, in 2009 we secured a Title II grant in the amount of \$631,119 that assisted with paving a portion of Forest Road 512 (Young Road). We chip sealed 4.5 miles of Forest Road 423 (Cline Boulevard) with 2010 funding, and are scheduled to chip seal 3.9 miles of Forest Road 55 (Russell Road) with the 2011 funding. We will be improving the surface of the 13.5 unpaved miles of FR512 with our 2012 grant funding. The combined amount of funding from 2010-2012 is in excess of \$780,000.

Currently the Public Works Department has identified four road projects that would meet the qualifications for future projects, either under the CFL Program or the Secure Rural Schools Title II Grant Process. They are in no particular order:

- Extension of pavement on Colcord Road
- Extension of pavement on Control Road
- Extension of pavement on FR 512

- Bridging of Oak Creek (FR 423 in Tonto Basin)

In addition, we would like to ask for input from the Board of Supervisors regarding other potential projects for consideration and possible prioritization that could qualify for these federal programs.

Conclusion - Federal forest land comprises the largest portion of Gila County, and many of the roads that our residents and visitors use are contained within these lands. Submitting projects for consideration for federal programs helps ensure that these forest roads are benefiting from road improvement projects. Prioritizing these road projects assists the Public Works Department with identifying which projects to submit, and ensures that the projects are submitted in a timely manner.

Recommendation - Staff recommends that the Board of Supervisors review the four projects, as well as make suggestions and discuss other projects that are on the forest roads that the County holds easements on, to ensure all roads are considered, identify the Board's priorities with regard to these projects, and authorizes the Public Works Department to submit one or more projects to the Central Federal Lands Highway Division, "Arizona Call for Projects" that is due by February 28, 2013. Further priorities will be considered and recommended for future federal funding opportunities as they become available.

In concluding the presentation, Mr. Stratton thanked Ms. Griffin and Mr. Sanders for their efforts in working with the staff of CFLHD and the Resource Advisory Committee. He stated, "We worded carefully 'extension of pavement' as we don't know the amount of available money...If it's a great deal, we can do more miles of road."

Vice-Chairman Martin commented that it appears that a lot of work went into presenting the Board with the 4 most important proposed projects. Chairman Pastor agreed with the choices of these projects.

The Board discussed the proposed motion to be made and it was agreed that the motion would be as stated on this agenda item and that Public Works in consultation with the County Manager be given the authority to prioritize projects as funding becomes available.

Supervisor Marcanti made a motion to choose the 4 proposed projects as presented and to allow Public Works in consultation with the County Manager to prioritize these projects as funding becomes available, which was seconded by Vice-Chairman Martin and unanimously approved by the Board.

**B. Information/Discussion/Action to approve an Intergovernmental Agreement (Economic Development Grant) between Gila County and the Town of Miami, whereby the County will disburse up to \$25,000 to the Town of Miami as approved by the Board of Supervisors at its meeting of November 13, 2012, for furtherance of the Town of Miami's Cobre Valley Community Transit System's Dial-A-Ride Program.**

Mr. McDaniel advised that the Board awarded this grant to the Town of Miami on November 13, 2012; however, at that time an Intergovernmental Agreement (IGA) had not been prepared for the Board's approval and authorization given for the Chairman to sign the IGA. This agenda item is for the Board to authorize the Chairman's signature on the IGA, which would allow the release of the funding to the Town of Miami. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously approved the IGA.

**C. Information/Discussion/Action to approve Amendment F to the Copper Mountain Inn, Inc. Lease Agreement whereby the County leases office space at 1100 Monroe Street, Globe, Arizona, in the monthly amount of \$13,394.16.**

Mr. Stratton advised that this office space is rented by the County for use by the Probation Department and it has been several years since the rent was last increased. The current yearly cost to rent this office space is \$146,118.12 and with an increase of \$15,611 per year, the total yearly cost will now be \$160,729.92. He advised that the ultimate goal of the County is to not rent any office space. Mr. Stratton further advised that he and County Manager Don McDaniel will be meeting tomorrow with the elected officials regarding office space. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously approved Amendment F to the Lease Agreement with Copper Mountain Inn, Inc.

**D. Information/Discussion/Action to table this item indefinitely until Public Works has completed a final draft, at which time Policy No. DPW 12-01 - Storm/Fire/Flood Event Stipend shall be placed on a Board meeting agenda for consideration and action.**

Mr. Stratton advised that due to conflicting schedules of other County personnel, there hasn't been enough time to finalize this policy, so he requested that the Board table this agenda to allow more time to present the Board with a final draft of the proposed policy in the future. Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously tabled this item.

**E. Information/Discussion/Action to approve the Boards, Commissions and Committees Policy (BOS-COB-002) and the Community Agency and Economic Development Funding Policy (BOS-FIN-016) to be included in the Countywide Policy Manual.**

Mr. McDaniel advised that the Board of Supervisors (BOS) has officially adopted 15 countywide policies and, if approved, these two policies will be included in the Countywide Policy Manual. He added that a table of contents for the Manual has also been included with this agenda item. Mr. McDaniel stated that on June 19, 2012, the BOS reviewed these proposed policies during a work session. He then explained the process leading up to the creation of Boards, Commissions and Committees (BCCs) policy, which also includes a Staff Liaison's Handbook. He explained that approximately 2½ years ago staff began compiling information on all BCCs that were established by the BOS. To date there are 38 BCCs. Responsibility was given to Marian Sheppard, Chief Deputy Clerk of the BOS, to coordinate the oversight of all BCCs with the Staff Liaisons. The County Manager designated all County division/department heads as a Staff Liaison for those BCCs under the purview of their division/department. He emphasized the importance of tracking these BCCs to ensure their compliance with the Open Meeting Law and other laws and bylaws because ultimately the responsibility for compliance falls upon the BOS. Vice-Chairman Martin commented that once this policy is adopted by the BOS, she wants assurance that all BCCs are treated the same as far as consistency. She suggested scheduling a work session in the future to review the BCCs to which Mr. McDaniel agreed that would be a good idea. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the BOS unanimously approved Boards, Commissions and Committees Policy No. BOS-COB-002.

Mr. McDaniel then provided information on Economic Development Funding Policy No. BOS-FIN-016. The purpose of this policy is to clarify the whole area of providing funds to various community agencies, cities and towns of which there are currently 39 agencies. He stated, "This again provides some consistency in the way they are handled." He further advised that the community agency must be qualified as 501(3)(C) agency and that before any funds are released to any qualified agency, an Intergovernmental Agreement must be executed by Gila County and the agency. Upon motion by Supervisor Marcanti, seconded by Vice-Chairman Martin, the Board unanimously approved Economic Development Funding Policy No. BOS-FIN-016.

**Item 4 – CONSENT AGENDA ACTION ITEMS:**

**A. Approval of Amendment No. 9 to an Intergovernmental Agreement (Contract No. DE111006001) between the Arizona Department of Economic Security and the Gila County Board of Supervisors decreasing**

**the Contract amount from \$8,699,003 to \$8,549,003 due to the Gila-Pinal Workforce Investment Area's transfer of Dislocated Worker FY12 Program funds to the Tribal Entities' Adult Programs.**

**B. Approval of an Intergovernmental Agreement for Election Services between Gila County and the Town of Hayden.**

**C. Acceptance of the FFY2012 Emergency Management Performance Grant (EMPG) Grant Award No. EMW-2012-EP-00003 from the Arizona Division of Emergency Management in the amount of \$113,783 for the performance period of October 1, 2011, through June 30, 2013, replacing FFY2011 Grant Award No. EMW-2011-EP-00006.**

**D. Approval to re-appoint Peter Havens to the Gila County Building Advisory and Appeals Board for an additional four (4) years, from January 1, 2013, to December 31, 2016.**

**E. Approval to re-appoint Tommie C. Martin to the Coalition of Arizona/New Mexico Counties for 2013.**

**F. Approval of the following precinct committeemen appointments as submitted by the Gila County Democratic Committee: Globe #1 Precinct - Leonard L. Leverance and Payson #3 Precinct - Vicki S. Shulman.**

**G. Approval of a request submitted by the Sheriff's Reserve Posse to waive fees for the use of the Gila County Fairgrounds Exhibit Hall for its Sweetheart Dance to be held on February 9, 2013.**

**H. Approval of a request submitted by the Gila County CowBelles on behalf of the Arizona State CowBelles to waive fees for the use of the Gila County Fairgrounds for a fund raising event entitled "An Evening with Baxter Black" on April 13, 2013.**

**I. Approval of a Special Event Liquor License Application submitted by the Gila County Rodeo Committee to serve liquor at a special event entitled "An Evening with Baxter Black" on April 13, 2013.**

**J. Approval of the December 2012 monthly activity report submitted by the Globe Regional Justice Court.**

**K. Approval of the December 2012 monthly activity report submitted by the Payson Regional Justice Court.**

**L. Approval of the December 2012 monthly activity report submitted by the Clerk of the Superior Court.**

**M. Approval of the January 22, 2013, BOS meeting minutes.**

**N. Acknowledgment of the Human Resources reports for the weeks of January 1, 2013, January 8, 2013, January 15, 2013, January 22, 2013, and January 29, 2013.**

**O. Acknowledgment of contracts under \$50,000 which have been approved by the County Manager for the weeks of December 31, 2012, to January 4, 2013; and January 7, 2013, to January 11, 2013.**

**P. Approval of finance reports/demands/transfers for the weeks of January 29, 2013, and February 5, 2013.**

#### **January 29, 2013**

\$503,577.80 was disbursed for County expenses by check numbers 251910 through 252023.

#### **February 5, 2013**

\$1,634,919.65 was disbursed for County expenses by check numbers 252024 through 252146. **(An itemized list of disbursements is permanently on file in the Board of Supervisors' Office.)**

Upon motion by Vice-Chairman Martin, seconded by Supervisor Marcanti, the Board unanimously approved Consent Agenda action items 4A through 4P.

**Item 5 – CALL TO THE PUBLIC: Call to the Public is held for public benefit to allow individuals to address issue(s) within the Board's jurisdiction. Board members may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to Arizona Revised Statute §38-431.01(H), action taken as a result of public comment will be limited to responding to criticism made by those who have addressed the Board of Supervisors, may ask staff to review the matter or may ask that a matter be put on a future agenda for further discussion and decision at a future date.**

There were no requests to speak from the public.

**Item 6 - At any time during this meeting pursuant to A.R.S. §38-431.02(K), members of the Board of Supervisors and the Chief**

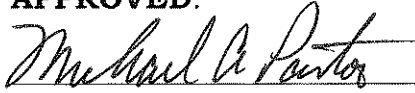


**Administrator may present a brief summary of current events. No action may be taken on issues presented.**

Each Board member and the County Manager presented a summary of current events.

There being no further business to come before the Board of Supervisors, Chairman Pastor adjourned the meeting at 11:04 a.m.

**APPROVED:**



Michael A. Pastor, Chairman

**ATTEST:**



Marian Sheppard, Chief Deputy Clerk